AO 399 (01/09) Waiver of the Service of Summons

UNITED STATES DISTRICT COURT

for the Middle District of Pennsylvania

		Flien
Richard Katz Plaintiff		SCRANTON JUL 2 7 2015
v.	Civil Action No. 3:15-cv-1187	111 27 2015
National Board of Medical Examiners, et. al.		
Defendant)	PEF	Au
WALLED OF TWO OR		DEPUTY CLERK
WAIVER OF THE SER	CVICE OF SUMMONS	- OTT CLERK
To: Richard Katz		V
(Name of the plaintiff's attorney or unrepresented plaintiff)		
I have received your request to waive service of a sur two copies of this waiver form, and a prepaid means of return I, or the entity I represent, agree to save the expense	ning one signed copy of the form to you.	•
I understand that I, or the entity I represent, will urisdiction, and the venue of the action, but that I waive any	objections to the absence of a summons	or of service.
I also understand that I, or the entity I represent, mus 50 days from 06/30/2015, the date when United States). If I fail to do so, a default judgment will be e	n this request was sent (or 90 days if it w	as sent outside the
Date:06/ <u>30/2015</u>	Meil Handown Signal of the attorney or unre	P MES presented party
United States Medical Licensing Exam Organization	Neil J. Hamburg, Esquire	:
Printed name of party waiving service of summons	Printed name	to the special section of the sectio
	Hamburg & Golden, P.C.	
	1601 Market Street, Suit	e 3310
	Philadelphia, PA 19103	
	_hamburgnj@hamburg-golden	.com
	E-mail address	
	(215) 255-8592	**************************************
	Telephone number	
Duty to Avoid Unnecessary Exp	Denses of Serving a Summons	

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

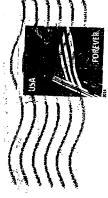
If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

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United States District Court

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Washington Ave. 8411 x08 North 235

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